GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – PR&RD – Irregularities in the execution of work "Providing BT surface to the road from Gotlur to Mustur via Malkapuram", in Ananthapur District – Disciplinary proceedings against Sri D.L.Muralidhar, Assistant Executive Engineer, Panchayat Raj, PIU, SD., Penukonda, Ananthapuram District under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.Rt.No. 872 **Dated:08.09.2015**
Read:

From the Genl. Admn. (V&E) Deptt., Vigilancel Report No.41 (549/V&E/ E1/2012) dt.23.05.2015.

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ORDER:

It is proposed to hold an enquiry against Sri D.L. Muralidhar, Assistant Executive Engineer, Panchayat Raj, PIU, SD., Penukonda, Ananthapur District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-II and III).

3. Sri D.L. Muralidhar, Assistant Executive Engineer, Panchayat Raj, PIU, SD., Penukonda, Ananthapur Distrct is directed to submit within ten (10) days of the receipt of this order, a written statement of his defence.

4. Sri D.L. Muralidhar, Assistant Executive Engineer, Panchayat Raj, PIU, SD., Penukonda, Ananthapur District is informed that an enquiry will be held only in respect of article of those charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri D.L. Muralidhar, Assistant Executive Engineer, Panchayat Raj, PIU, SD., Penukonda, Ananthapur Distrct is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Sri D.L. Muralidhar, Assistant Executive Engineer, Panchayat Raj, PIU, SD., Penukonda, Ananthapur Distrtct is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri D.L. Muralidhar, Assistant Executive Engineer, Panchayat Raj, PIU, SD., Penukonda, Ananthapur District, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(Contd….2)

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. K.S. JAWAHAR REDDY
SECRETARY TO GOVERNMENT (P.R.&R.W.S)

To
Sri D.L. Muralidhar, Assistant Executive Engineer, Panchayat Raj, PIU, S.D., Penukonda, Ananthapur District through the Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Hyderabad.
The Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Hyderabad.(in duplicate with a request to serve and return the dated acknowledgement copy)
Copy to:
The General Administration (Vig. & Enf.) Department, Andhra Pradesh, BRKR Buildings, Hyderabad (with reference to Vigilance Report No. 41 (549/V&E / E1/2012) dated.23.05.2015).
The P.R.& R.D. (Estt.II) Department.
S.f./S.c.

// FORWARDED : BY : ORDER //

SECTION OFFICER

ANNEXURE-I

STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED SRI D.L. MURALIDHAR, ASSISTANT EXECUTIVE ENGINEER, PR PIU SUB-DIVISION, PENUKONDA, ANANTHAPUR DISTRICT.

CHARGE:

Sri D.L.Muralidhar, Assistant Executive Engineer, while working as Assistant Executive Engineer, Panchayat Raaj, PIU Sub-Division, Penukonda, Ananthapur District, has allowed the structure i.e., RCC Slab culvert @ Km. 2/6 to 2/8 in the work "Providing BT surface to the road from Gotlur to Mustur via Malkapuram (NABARD RIDF-XVII) (Estimate Rs.370.000 Lakhs, Agreement. No.100, Dt:09.02.2012)", in Ananthapur District, with the substandard quality and without approval of estimate, in gross violation of rules.

BASIS:-

The General Administration (V&E) Department have verified the following four works pertaining to Panchayat Raj Department in Ananthapur District and furnished a report to Government vide Vigilance Report No.41, dt:28.05.2015:-

1. Construction of road from NH7 to Sri Laxminarasimhaswamy temple on hillock @ Penukonda (Assist PRI Plan) estimate value Rs.500 lakhs agreement No.46 dt.29.06.2012) in Ananthapuram Dist.

2. Providing BT road from Madakasira to S. Rayapuram via Akkampalli Gundumala SS gundlu (NABARD RIDF-XI) (Estimate Rs.90.00 lakhs. Agreement No.90, dt:11.11.2011).

3. Providing BT surface to the road from Gotlur to Mustur via Malkapuram (NABARD RIDF-XVII) (Estimate Rs.370.00 Lakhs, Agreement No.100, dt:09.02.2012)

4. Package No. APVIII 0288 Road RJ road to G.G. Hatti PMGSY (Estimate Rs.60.19 Lakhs, Agreement No.15, Dt:09.08.2010)

In respect of Work No.1, the V&E Department has furnished the following findings:-

1) A set of three cores were extracted from the wing wall of the Bridge executed @ k.m 0.724 on 31.10.2012 and got tested in Civil Aid Laboratory, Hyderabad on 16.11.2012. The Average compressive strength of the wing wall works out to 12 N/M.M against the 12.5 N/M.M. Hence recovery is proposed to an amount of Rs.34,245/-.

2) It is observed under Schedule-A of Sl.No.4 & 5 that Providing, laying, spreading and compacting stone aggregates of Grade-II to water bound macadam specifications including in uniform thickness and packing and compacting to required density Grading-II & II respectively by manual means as per technical specification clause 405 MORD/404 MORTH. But in execution they have provided wet mix mecdam specifications as per MORTH specification 406 for finished item of work and gradation as portable 400-11(A) for Grade-II & Grade-III metal below BT surface.

3) From test results of WBM mix, over size of metal is observed and the recovery has been proposed for the oversize to an amount of Rs.7704/-.

In respect of Work No.3, the V&E Department has furnished the following findings:-

a. The contractor executed the structure – RCC slab Culvert 2 vents @ km 2/6 to 2/8 based on the inspection note given by the Superintending Engineer.

b. The departmental officials have not recorded the measurements of the structure in M.Book. Further it is observed that the working estimate is approved by the Chief Engineer, Panchayat Raj Department, RIAD, Hyderabad on 06.02.2013 and the supplementary agreement was concluded by the Superintending Engineer with the same contractor on 07.02.2013. The V&E officials have verified the above structure on 31.10.2013 and found that the executed pier and wing wall are substandard and observed that the work has been carried out without approval of the working estimate. The structure RCC slab culvert 2 vents @ km 2/6 to 2/8 has been rejected and the rejected cost of the structure as per estimate Rs.6,78,871/-.

c. Quality Control officials have not inspected the work as it is not covered in original estimate and not recorded in M.Book by the field staff.

The Assistant Executive Engineer should execute the works as per standard specification of the agreement. But Sri D.L. Muralidhar, Assistant Executive Engineer, PR PIU Sub-division, Penukonda allowed the structure i.e., RCC Slab Culvert @ Km.2/6 to 2/8 with the substandard quality and without approval of the estimate.

Thus he has exhibited gross negligence towards his official duties and failed to maintain absolute integrity, discipline and devotion duty, in violation of rule 3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Hence the charge.

Dr. K.S. JAWAHAR REDDY
SECRETARY TO GOVERNMENT (P.R.&R.W.S)

SECTION OFFICER

ANNEXURE –II

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI D.L. MURALIDHAR, ASSISTANT EXECUTIVE ENGINEER, PR PIU SUB-DIVISION, PENUKONDA, ANANTHAPUR DISTRICT ARE PROPOSED TO BE SUSTAINED.

From the General Administration (V&E) Department, Vigilance Report No.41 (549/V&E/E1/2012) dt.23.05.2015.

Dr. K.S. JAWAHAR REDDY
SECRETARY TO GOVERNMENT (P.R.&R.W.S)

SECTION OFFICER

ANNEXURE-III

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGES FRAMED AGAINST SRI D.L. MURALIDHAR, ASSISTANT EXECUTIVE ENGINEER, PR PIU SUB-DIVISION, PENUKONDA, ANANTHAPUR DISTRICT ARE PROPOSED TO BE SUSTAINED.

Nil

Dr. K.S. JAWAHAR REDDY
SECRETARY TO GOVERNMENT (P.R.&R.W.S)

SECTION OFFICER